

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

TRAVIS CLINTON COLEMAN ,

Plaintiff,

v.

C. MERRITT, *et al.*,

Defendants.

CASE NO. C24-1566-JCC-BAT

ORDER

Having reviewed the Report and Recommendation (“R&R”) of the Honorable Brian A. Tsuchida, United States Magistrate Judge, the remaining record, and there being no timely objection, the Court finds and ORDERS:

- (1) The Court ADOPTS the R&R (Dkt. No. 44).
- (2) Defendants’ motion for a judgment on the pleadings (Dkt. No. 36) is GRANTED in part and DENIED in part.
 - a. The motion is GRANTED with respect to Plaintiff’s claims in Counts II and III and those claims are DISMISSED without prejudice.
 - b. The motion is DENIED without prejudice with respect to Plaintiff’s claims in Count I.
- (3) The action is referred back to Judge Tsuchida for further proceedings.

1 (4) The Clerk is directed to send copies of this Order to the parties and to Judge
2 Tsuchida.

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4 Dated this 13th day of May 2025.

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9 JOHN C. COUGHENOUR
10 United States District Judge
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